

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

WINFORD DALLAS JONES,)
)
Plaintiff,)
)
v.)
)
C.H. ROBINSON WORLDWIDE, INC.,)
)
Defendant/Third Party Plaintiff.)
)
v.)
) Civil Action No. 7:06-CV-00547
AKJ ENTERPRISES, INC., d/b/a)
Unlimited Express)
)
And)
)
ELSON BOLAR,)
)
And)
)
DONNIE BOLAR,)
)
Third Party Defendants.)

**ROBINSON'S MOTION *IN LIMINE* TO PERMIT EVIDENCE REGARDING
PLAINTIFF'S SETTLEMENT WITH AKJ ENTERPRISES, INC.**

COMES NOW defendant C.H. Robinson Worldwide, Inc., by counsel, and hereby moves the Court in advance of trial asks the Court to take judicial notice, pursuant to Fed. R. Evid. 201(b), of the following facts from the Court's own records: (1) the fact that AKJ Enterprises, Inc. had, at the time of the subject crash, a \$1,000,000 insurance policy; and (2) that as the result of the settlement of an interpleader action in this Court (*Canal Ins. Co. v AKJ*

Enterprises, et al., Civil Action 7:05cv00312-gec), on August 6, 2007, Plaintiff received payment in the amount of \$756,231.10 as compensation for injuries received in the subject crash. In the alternative, Robinson asks for an Order permitting it to offer evidence at trial to prove these facts, if the Court declines to judicially notice them.

As support therefor, Robinson refers the Court to its accompanying memorandum, and incorporates the same herein by reference.

WHEREFORE, Robinson asks that its motion be granted.

Respectfully submitted,

C.H. ROBINSON WORLDWIDE, INC.,

By counsel,

/s://Robert Michael Doherty, Esq.

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CERTIFICATE

I hereby certify that I electronically filed the foregoing with John F. Corcoran, Clerk, U. S. District Court, using the CM/ECF system which will send notification of such filing to the following on this 17th day of **April, 2008**:

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